

Facsimile



Office of the General Counsel  
400 Collins Rd. NE MS 124-323  
Cedar Rapids, IA 52498

**RECEIVED**  
**CENTRAL FAX CENTER**

APR 03 2008

To:	Mail Stop: Reply Brief - Patents	From:	Sheila Mathews
Location:	US Patent Office	Location:	124-323
Fax:	571-273-8300	Fax:	319-295-8777
Tel:		Tel:	319-295-4862
Pages:	5(including Lead)	Date:	April 3, 2008

Applicant: Mitchell  
Serial No. 09/494,198  
Filed: January 28, 2000  
Docket No.: 00CR064/KE  
For: System And Method For Internet Access On A Mobile Platform  
Item: Reply Brief comprising of 4 pages

A handwritten signature in cursive script, appearing to read "Sheila Mathews".  
Sheila K. Mathews

**\*\*NOTICE TO RECIPIENT\*\***

The documents accompanying this facsimile transmission contain information from the Legal Department of Rockwell Collins, Inc. which is intended only for the use of the individual or entity named in this transmission sheet. Any unintended recipient is hereby notified that the information is privileged and confidential, and any disclosure, reproduction, use or distribution of this information is prohibited. If you are not the intended recipient (or employee or agent responsible for delivery), please notify us by telephone immediately so that we can arrange for the retrieval of the transmitted documents at no cost to you.

IF THERE ARE ANY PROBLEMS WITH THIS TRANSMISSION  
PLEASE CALL SHEILA MATHEWS (319) 295-8077 (or VPN 295-8077)

Atty. Dkt. No. 00CR064/KE (47141-151)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

**RECEIVED  
CENTRAL FAX CENTER**

APR 03 2008

Applicant: Mitchell, James P.

Title: SYSTEM AND METHOD FOR  
INTERNET ACCESS ON A  
MOBILE PLATFORM

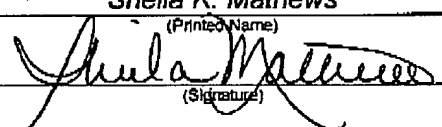
Appl. No.: 09/494,198

Filing Date: 01/28/2000

Examiner: Sonny Trinh

Art Unit: 2685

Confirmation 3140  
Number:

<b>CERTIFICATE OF FACSIMILE TRANSMISSION</b> I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.  <u>Sheila K. Mathews</u> (Printed Name)  (Signature) <u>4/3/08</u> (Date of Deposit)
--

**REPLY BRIEF UNDER 37 C.F.R. § 1.193(b)(1)**

Mail Stop – REPLY BRIEF - PATENTS  
Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

Sir:

In reply to the February 5, 2008 Examiner's Answer (hereinafter referred to as the  
"Examiner's Answer") to the Amended Appellant's Appeal Brief (hereinafter referred to as the  
"Appeal Brief"), the following remarks are submitted.

Atty. Dkt. No. 00CR064/KE (47141-151)

**RECEIVED  
CENTRAL FAX CENTER****APR 03 2008****ARGUMENT****I. Claims 1-2, 4-9, 11-14, and 16-17 (Group 1)**

With respect to independent Claims 1 and 8, Appellant submits that the Examiner has still failed to establish a prima facie case of obviousness because, among other reasons, Hiett does not teach or suggest a very low range direct broadcast receiver located on the mobile platform and limited to receiving signals transmitted from within a very short range, as recited in independent Claim 1. Further, Hiett does not teach or suggest providing Internet data to the computer network via the direct broadcast receiver from a distance of less than a few meters the direct broadcast receiver being limited to receiving signals transmitted from within a very short range, as recited in independent Claim 8. Appellant submits that the Examiner appears to be equating a transmitter that is configured to transmit signals from 1,000 feet down to zero feet with a "receiver" (Claim 1) or a "direct broadcast receiver" (Claim 8) "limited to receiving signals transmitted from within a very short range." For example, the Examiner's Answer contains the following statement by the Examiner:

[T]he teachings of Hiett would have suggested to an artisan that the in-airport ground-based transmitter, transmits, inter alia, over a very low range (of less than a few meters). (Examiner's Answer, page 12, lines 6-8) (*emphasis added*).

Appellant respectfully submits that the Examiner has incorrectly characterized a transmitter capable of transmitting signals from a range of zero feet to 1,000 feet as being the same as a receiver limited to receiving signals that are transmitted within a very short range.

Atty. Dkt. No. 00CR064/KE (47141-151)

There is no disclosure in Hiett of a receiver limited to receiving signals transmitted from within a very short range. In Hiett, the receiver receives signals from as far away as 1,000 feet. (Hiett, col. 9, lines 23-26).

Accordingly, for the foregoing reasons, and for those reasons stated in Appellant's Appeal Brief, Appellant submits that the Examiner has failed to establish a prima facie case of obviousness with respect to independent Claims 1 and 8 because Hiett fails to teach or suggest at least one limitation in each of the rejected claims. Appellant respectfully requests that the Board reverse the rejections of independent Claims 1 and 8, and corresponding dependent Claims 2, 4-7, 9, 11-14, and 16-17.

## II. Claims 3, 10, and 15 (Group 2)

With respect to dependent Claims 3, 10, and 15, Appellant submits that the Examiner has still failed to establish a prima facie case of obviousness. As stated above, Hiett does not teach or suggest a very low range direct broadcast receiver located on the mobile platform and limited to receiving signals transmitted from within a very short range, as recited in dependent Claim 3. Further, Hiett does not teach or suggest providing Internet data to the computer network via the direct broadcast receiver from a distance of less than a few meters the direct broadcast receiver being limited to receiving signals transmitted from within a very short range, as recited in dependent Claims 10 and 15. As stated by the Examiner the "LaRocca was presented to fulfill the limitation 'back channel transmitter' as required by claim 3 and not for the '...direct broadcast receiver being limited to receiving signals transmitted from within a very

Atty. Dkt. No. 00CR064/KE (47141-151)

short range'." (Examiner's Answer, page 13, lines 1-3). Therefore, the LaRocca reference does not cure the deficiencies of Hiett.

Accordingly, for the foregoing reasons, and for those reasons stated in Appellant's Appeal Brief, Appellant submits that the Examiner has failed to establish a prima facie case of obviousness with respect to dependent Claims 3, 10, and 15 because Hiett and/or LaRocca fail to teach or suggest at least one limitation in each of the rejected claims. Appellant respectfully requests that the Board reverse the rejections of dependent Claims 3, 10, and 15.

### CONCLUSION

In view of the foregoing reasons, and in addition to those presented in Appellant's Appeal Brief, Appellant submits that Claims 1-17 are not properly rejected with respect to the cited references under 35 U.S.C. §103(a). Accordingly, it is respectfully requested that the board reverse the claim rejections for Claims 1-17.

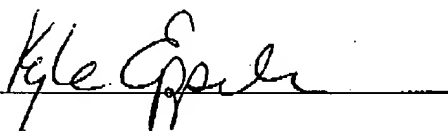
Dated this 3rd day of April, 2008.

Respectfully submitted,

Date 4/3/2008

Rockwell Collins, Inc.  
Intellectual Property Department  
400 Collins Road NE M/S 124-323  
Cedar Rapids, IA 52498  
Telephone No. (319) 295-8280  
Facsimile No. (319) 295-8777  
Customer No. 26383

By



Kyle Epple  
Attorney for Applicant  
Registration No. 34,155